IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

APPEAL NO.57 OF 2007
IN
NOTICE OF MOTION NO.4061 OF 2006
IN
SUIT NO.3228 OF 2006

Sayed Mohamed Masood
S/o Sayed Mohammed Jamadar ..Appellant.
Vs.
Hasmukh Desai ..Respondent.

...

Shri A.M. Saraogi for the Appellant.

....

CORAM: **R. M. S. KHANDEPARKAR, &**
DR. D.Y. CHANDRACHUD, JJ.

9th February, 2007.

P.C. :

The learned advocate appearing for the Appellant craves leave to withdraw the Appeal. The Appeal is accordingly allowed to be withdrawn and stands disposed of as withdrawn.

Liberty to the Appellant to move before the Learned Single Judge for expeditious disposal of the Notice of Motion. It is needless to say that in the facts and circumstances of the case, the Learned Single Judge may consider the application for expeditious

hearing sympathetically. All the issues are kept open.

(R. M. S. KHANDEPARKAR, J.)

(DR. D.Y. CHANDRACHUD, J.)